

FLOUR*

25158. Flour, corn flour, white cornmeal, white cornmeal mix, buttermilk pancake mix, egg noodles and breading mix. (F.D.C. No. 41985. S. Nos. 36-977 P, 36-979 P, 36-988/9 P, 36-991/4 P, 36-996/8 P, 37-000/4 P.)

QUANTITY: 24 100-lb. bags, 15 bales, 2 25-lb. bags each, 30 bales, 10 2-lb. bags each, and 212 25-lb. bags, of flour; 18 10-lb. bags of corn flour; 5 bales, 25 2-lb. bags each, and 19 cases, 5 10-lb. bags each, of white cornmeal; 58 2-lb. bags, 5 bales, 5 10-lb. bags each, and 7 bales, 10 5-lb. bags each, of white cornmeal mix; 31 cases, 12 2-lb. 4-oz. boxes each, of buttermilk pancake mix; 17 cases, 12 6-oz. pkgs. each, and 5 cases, 24 7-oz. pkgs. each, of egg noodles; and 5 cases, 10 5-lb. pkgs. each, of breading, at Memphis, Tenn., in possession of Clayton-Brown Co., Inc.

SHIPPED: Between 10-1-57, and 7-15-58, from St. Joseph and St. Louis, Mo., Mt. Vernon, Ind., Chicago, Ill., and Omaha, Nebr.

LIBELED: 8-15-58, W. Dist. Tenn.

CHARGE: 402(a)(3)—212 bags of flour contained rodent urine, and all other lots contained insects; and 402(a)(4)—held under insanitary conditions.

DISPOSITION: 9-5-58. Consent—claimed by Clayton-Brown Co., Inc., 32 bags of flour released as good; 181 bags of flour, and all other lots, denatured for use as animal feed.

25159. Flour. (F.D.C. No. 41744. S. No. 76-973 M.)

INFORMATION FILED: 10-20-58, M. Dist. Ga., against the Timberlake Grocery Co. of Thomasville, a corporation, Thomasville, Ga.

ALLEGED VIOLATIONS: Between 3-8-57 and 6-7-57, the defendant caused a quantity of flour, while held for sale after shipment in interstate commerce, to be held in a building accessible to insects and rodents, and to be exposed to contamination by insects and rodents.

CHARGE: 402(a)(3)—contained insects, rodent urine, and rodent excreta; and 402(a)(4)—held under insanitary conditions.

PLEA: Guilty.

DISPOSITION: 11-19-58. \$200 fine.

25160. Flour and Donut mix. (F.D.C. No. 42088. S. Nos. 15-443/4 P.)

QUANTITY: 13 100-lb. bags of flour, and 23 100-lb. bags of Donut mix, at Hamilton, Ohio, in possession of Milillo Baking Co.

SHIPPED: 5-31-58 and 6-11-58, from Minneapolis, Minn., and Jackson, Mich.

LIBELED: 8-14-58, S. Dist. Ohio.

CHARGE: 402(a)(3)—contained insects and rodent excreta pellets (flour) and mouse hairs (Donut mix); and 402(a)(4)—held under insanitary conditions.

DISPOSITION: 9-24-58. Default—destruction.

25161. Flour. (F.D.C. No. 42107. S. No. 29-073 P.)

QUANTITY: 100 25-lb. bags at New Orleans, La.

SHIPPED: 7-31-58, from New Braunfels, Tex., by H. Dittlinger Roller Mills Co.

*See also Nos. 25157, 25158, 25178, 25185, 25197.

LABEL IN PART: (Bag) "Bewleys' Best Enriched Flour Bewley Mills Worth, Tex."

LIBELED: 8-28-58, E. Dist. La.

CHARGE: 402(a)(3)—contained insects when shipped.

DISPOSITION: 10-13-58. Default—destruction.

25162. Flour. (F.D.C. No. 42002. S. No. 34-799 P.)

QUANTITY: 32 100-lb. bags, at Philadelphia, Pa., in possession of Par. Supply Co.

SHIPPED: 7-8-58, from Buffalo, N.Y.

LIBELED: 8-28-58, E. Dist. Pa.

CHARGE: 402(a)(3)—contained rodent urine; and 402(a)(4)—held under sanitary conditions.

DISPOSITION: 11-5-58. Default—destruction.

25163. Corn flour. (F.D.C. No. 42001. S. Nos. 8-002/3 P, 8-006 P.)

QUANTITY: 338 100-lb. bags at Lynn, Mass.

SHIPPED: Between 3-3-58 and 7-30-58, from Wilkes-Barre, Pa., Milwaukee, Wis., and Chicago, Ill.

LIBELED: 8-22-58, Dist. Mass.

CHARGE: 402(a)(3)—contained insects while held for sale.

DISPOSITION: 11-24-58. Consent—claimed by Frank T. Howard Corp., Ly Mass., and denatured for use as animal feed.

MISCELLANEOUS CEREALS AND CEREAL PRODUCTS*

25164. Wheat. (Inj. No. 332.)

COMPLAINT FOR INJUNCTION FILED: 5-5-58, Dist. S. Dak., against South Dakota Wheat Growers Association, a corporation, Aberdeen, S. Dak., and Charles Croes, general manager and treasurer.

CHARGE: The complaint alleged that the defendants operated grain elevators at Nahon, Plana, Randolph, Takoma Park, and Verdon, S. Dak.; that the elevators which were of wood construction with crib-type bins were open only during harvest season, and when specific shipments were being loaded out or being received; that at all other times the elevators were closed, and there were no local managers on the premises; that the defendants were engaged in storing and distributing wheat for human consumption; and that the defendants had been and were at the time of filing the complaint causing to be introduced and delivered for introduction into interstate commerce wheat which was adulterated within the meaning of 402(a)(3) and (4) because of contamination with rodent, insect, and bird filth, and by reason of being held under insanitary conditions at the defendants' elevators and annexes at the above-mentioned places.

It was alleged further that the insanitary conditions resulted from and consisted of the following:

Nahon Elevator No. 1—bird and rodent excreta pellets and static grain to a depth of ½ inch in the driveway; rodent holes in the outside elevator wall; rodent-gnawed holes into the side of the elevator from the outside, and rodent

*See also Nos. 25158, 25160, 25197, 25211, 25228.